

ORDER DENYING MOTION

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

SHANNON LEE STARR,

Plaintiff,

v.

ALAMEDA COUNTY JAIL,

Defendant.

No. C 12-4400 RMW (PR)

ORDER DENYING MOTION  
FOR APPOINTMENT OF  
COUNSEL

On June 14, 2013, plaintiff, proceeding pro se, filed a second amended civil rights complaint pursuant to 42 U.S.C. § 1983. (Docket No. 22.) Plaintiff has filed a request for counsel. (Docket No. 26.) Plaintiff's request for counsel is **DENIED** for want of exceptional circumstances. See Rand v. Rowland, 113 F.3d 1520, 1525 (9th Cir. 1997); see also Lassiter v. Dep't of Social Services, 452 U.S. 18, 25 (1981) (there is no constitutional right to counsel in a civil case). The court has not yet screened plaintiff's second amended complaint to determine if he has alleged a cognizable claim for relief. This denial is without prejudice to the court's sua sponte appointment of counsel at a future date should the circumstances of this case warrant such appointment.

IT IS SO ORDERED.

DATED: 1 0 13

  
RONALD M. WHYTE  
United States District Judge

UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

SHANNON LEE STARR,  
Plaintiff,

Case Number: CV12-04400 RMW

**CERTIFICATE OF SERVICE**

v.

ALAMEDA COUNTY JAIL et al,  
Defendant.

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I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on August 28, 2013, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Shannon Lee Starr ALJ 123/1-A-1  
Alameda County Santa Rita Jail  
5325 Broder Boulevard  
Dublin, CA 94568

Dated: August 28, 2013

Richard W. Wieking, Clerk  
By: Jackie Lynn Garcia, Deputy Clerk